

108TH CONGRESS
1ST SESSION

H. R. 980

To amend title XVIII of the Social Security Act to expand Medicare coverage of certain self-injected biologicals.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 27, 2003

Ms. DUNN (for herself, Mr. McDERMOTT, Mr. PICKERING, Mrs. CAPPS, Mr. INSLEE, Mr. CRANE, Mr. GREENWOOD, Mr. DICKS, Mr. HASTINGS of Washington, Mr. ABERCROMBIE, Mr. McNULTY, Mr. KLECZKA, Mr. PAUL, and Mr. FROST) introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend title XVIII of the Social Security Act to expand Medicare coverage of certain self-injected biologicals.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Access to Innovation
5 for Medicare Patients Act of 2003”.

1 **SEC. 2. MEDICARE COVERAGE OF SELF-INJECTED**
2 **BIOLOGICALS.**

3 (a) **COVERAGE.**—Section 1861(s)(2) of the Social Se-
4 curity Act (42 U.S.C. 1395x(s)(2)) is amended—

5 (1) by striking “and” at the end of subpara-
6 graph (U);

7 (2) by inserting “and” at the end of subpara-
8 graph (V); and

9 (3) by adding at the end the following new sub-
10 paragraph:

11 “(W) a self-injected biological (which is ap-
12 proved by the Food and Drug Administration) that
13 is prescribed as a complete replacement for a drug
14 or biological that would otherwise be described in
15 subparagraph (A) or (B);”.

16 (b) **EFFECTIVE DATE.**—The amendments made by
17 subsection (a) shall apply to biologicals furnished on or
18 after January 1, 2004.

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